

**MINUTES OF A REGULAR MEETING  
OF THE  
BOARD OF TRUSTEES  
OF THE  
TOWN OF BUENA VISTA, COLORADO**

**September 8, 2009**

**CALL TO ORDER**

A Regular meeting of the Board of Trustees was called to order at 7:02 PM, Tuesday, September 8, 2009, at the Buena Vista Community Center, Pinon Room, 715 E. Main Street, Buena Vista, Colorado by Mayor Cara Russell. Present were Trustees Brett Mitchell, Norm Nyberg, Joel Benson, Keith Baker, Robert Flint, Town Administrator Sue Boyd, Town Attorney Lee Phillips, Police Chief Jimmy Tidwell, Fire Chief Darrell Pratt, Town Engineer Rachel Friedman, Airport Manager Bob Johnson, Town Planner Shannon Haydin, Town Treasurer Christine DeChristopher and Town Clerk Diane Spomer.

**ROLL CALL**

Town Clerk Spomer proceeded with the roll call and declared a quorum.

**PLEDGE OF ALLEGIANCE**

Mayor Russell led in the Pledge of Allegiance.

**AGENDA ADOPTION**

Town Clerk Spomer requested the addition of a Street Closure Request that was received late Friday afternoon from the Buena Vista High School as Item D (3) under the Consent Agenda.

**Motion #1** by Trustee Flint, seconded by Trustee Mitchell, to adopt the agenda as amended. Motion carried.

**CONSENT AGENDA**

- A. **Minutes**
  - 1. Regular Meeting – August 25, 2009
- B. **Advisory Board Minutes**
  - 1. Planning & Zoning Commission
  - 2. Airport Board
  - 3. Trails Advisory Board
- C. Should the Board approve adoption of Resolution #69, Series 2009, entitled "**A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF BUENA VISTA, COLORADO, APPOINTING DICK SCAR TO THE TRAILS ADVISORY BOARD?**"
- D. **Street Closure Request**
  - 1. Should the Board approve a request to close E. Main Street from the softball field to Railroad and then south to the Buena Vista High School on Friday, September 25, 2009 from 1:00 PM to 4:00 PM for the annual Homecoming Parade and to waive the application fee?
  - 2. Should the Board approve a request to close E. Main Street from Avery Parsons Elementary School to Rail Road from 2:00 PM to 4:00 PM on October 30, 2009, for the annual Halloween Parade?
  - 3. Should the Board approve a request from the Buena Vista High School to close E. Main Street beyond the Softball Field at 4:00 PM on September 22, 2009 for the annual Cross Country Meet?

Trustee Baker expressed that the Board talked about a clear policy on waiving of street closure requests and under what conditions so it is more predictable and not as "ad hoc". Mayor Russell added that Council could discuss an alternative to not waiving the fee but other methods of funding.

John Cogswell noted the application is exactly the same as the one voted on in March and Sept. 5 2008 with the exception of their own water plan and a few changes in the annexation and Development Agreement; his intent is that the Public Hearing would be for the Annexation, PUD Zoning, Sketch Plan and the Water Service Plan; felt six weeks was long and suggested doing a work session with Public Input and since none of the land plan was changed it could be heard without going before P&Z.

Discussion continued on concurrent review of the four items but now the additional golf course and movement of the senior living area; Lee will research all items following through at the same time and if we can dispense with a hearing before P&Z. John Cogswell felt if there was a modification that piece would have to go through P&Z like all other applications, did not want to go back to P&Z on the other issues and stated The Annexation & Development Agreement are the only changes.

Discussion continued on a provision of water drives the annexation petition and there is a Public Hearing process for the water service plan; applicant is proposing purchasing water from Upper Ark (28 acre feet) and feels the water will be available; there is no final plat without a water service plan that is agreeable to the Town

Paul Ahrens, 106 Shady Lane, expressed two items 1) requested that Council take the appropriate time to review the application and 2) water was the issue the first time, with a separate district it raises questions on additional issues other than just providing water and how the Town works with a Special District. Water brought to the Town or cash in lieu at the time of annexation is the better option and that should be considered.

Discussion continued on after an hour of testimony the Public Hearing could be continued; a possible hearing date of October 27 (6 weeks out); this was a good project for the community the first time and it is still a good project; do it right, get it done and move forward rather than moving too quickly; the Town Planner is still on medical leave and will be out for a few more weeks; turnover in the staff members; if Council sets Oct. 27 as the date staff will proceed; John was agreeable with November 10 for all four items at the public hearing; Council can get a copy of the submittal prior to the Thursday before the Nov. 10 meeting; no discussions can take place on the land use application per Attorney Phillips but they can discuss the annexation piece; Section 2 of the Resolution should state November 10. Consensus of Council was to move forward to cover all four items on Nov. 10, 2009.

**Motion #3** by Trustee baker, seconded by Trustee Flint, to approve Resolution #70, Series 2009, setting the Public Hearing date to November 10. Motion carried.

### **AUDIT PRESENTATION**

The auditor was not yet present so this item will be discussed later.

Should the Board approve adoption of Resolution #71, Series 2009, entitled "**A RESOLUTION OF THE BOARD OF TRUSTEES FOR THE TOWN OF BUENA VISTA SUPPORTING AN APPLICATION FOR COLORADO DEPARTMENT OF TRANSPORTATION FEDERAL ENHANCEMENT FUNDS FOR TRAIL LINKAGES FROM COTTONWOOD CREEK PARK TO THE SCHOOL COMPLEX, NATURE TRAIL AND THE ARKANSAS RIVER TRAIL IN BUENA VISTA, COLORADO**"?

## **DISCUSSION ON UPDATING THE FINANCIAL SOFTWARE PACKAGE INCLUDING UTILITY BILLING, BUSINESS LICENSING AND CEMETERY MANAGEMENT**

Administrator Boyd began the discussion on a need to keep up with economic development efforts and the demand for information and getting it in a cost effective manner; staff has time to implement the software when the season has slowed down.

Christine DeChristopher outlined that at budget time last year we discussed moving forward with alternatives on software and coming back with some ideas on \$50,000-\$60,000 in hardware. In going through the process staff has looked at several software packages, one company, Black Mtn., has key deficiencies and it does not download cleanly to Excel and costs \$35,000. Christine expressed having the ability to download, take data and do things with the data is an important feature for analysis and faster reporting; Tyler Technologies allows GIS to come in and allow on-line utility billing or e-mailing information from the software and having web portals; the technology several years ago would have cost \$300,000 and today is available for around \$55,000; they are offering a 30% discount and allows GIS into public works and utility billing, land use permitting, cemetery management and business licensing. Christine sought input from Council for direction before staff has Tyler's representative come to Buena Vista to review the packages available and explained the current cash receipting procedure, looking at new software for utility billing and GL with access for everyone at Town Hall, having "live" information and streamlining processes.

A lengthy discussion followed on utilizing an internet connection to connect to the airport; 215 hours of training are included in Tyler's proposal; difficulty for a new person to understand the program (on-line training through their student center is available); upgrades and support are included in the annual fee of 9,000; practical features of the packages for utility billing and financial package; general direction from Council so staff can look at the software packages and then move forward to have this included in the budget amendment at the next meeting along with a contract if staff truly likes all the packages; getting maximum efficiencies out of staff. Council gave approval for staff to proceed with Tyler Technologies.

## **STAFF REPORTS**

### **TOWN ADMINISTRATOR:**

Administrator Boyd had the following items to cover:

- Bob Flint & I attended the first meeting of the Energy Plan Steering Committee - they decided to go with a two prong strategy recognizing that a lot of people don't know what is doable and the other was to evaluate major project proposals to see if they make sense for Chaffee County.
- Went to the P&Z meeting to look at the ordinance on wind generation - they are looking at sustainability". The Energy Summit is Oct. 15 in the afternoon and we'll send out information to Council, the Steering Committee wants to bring these efforts together.
- We wish to proceed with refurbishing on the Town Hall windows and asked for input from Council. Discussion held on the assessment process still needs to take place; it adds value to the building if we sell or not; the wiring will not be inside the walls; the RFP needs to be done and the grant will take 18 months.
- Water Council continues to monitor the UAWCD Decree that is due to go to trial in October and is trying to continue the discovery deadlines. There is discomfort about accounting requirements and is an on-going conversation.
- We thought we would get a complete denial on the letter for Gregg Drive funding but got a letter inviting us to go to the pre-application and will continue to pursue. Discussion held on the cost involved to do Gregg drive (approximately \$5 million).
- Mayor Russell asked about the Promissory note. Attorney Phillips stated that Mr. Cogswell was out of the office until Aug 31, we have a signed copy and will have an original on file in a few days.

they put in a culvert under the property that is collecting everything west of 319, is County land, we need to talk to them and it needs to be remedied and staff will work on it.

#### **POLICE DEPARTMENT**

- Mayor Russell expressed that the August report looked like calls were down. Chief Tidwell stated calls are down a little but high priority calls are up and gave an overview of "suicide by cop" that is becoming more prevalent.

#### **TRUSTEE/STAFF INTERACTION**

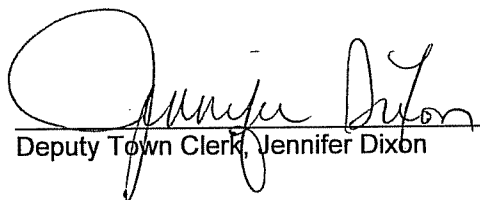
- Trustee Baker noted that the alley way behind his business and others nearly there is illegal dumping becoming more dominant, and now it is carpet, padding and brush and did not know what could be done. Sue will look into it.
- Trustee Benson asked about the airport business plan. Trustee Benson would like some indication of the direction of the airport. Christine noted that we were going to target in five years, we do not have the history and this summer is important, budgets for the airport the last few years have not materialized. Joel asked about the status of the "tickler system". Sue noted most of the items have not moved in some time, we want the Planner to refine and it should not be long.
- Mayor Russell asked Shannon about her discussions with Don Reimer on the IGA. Shannon advised her conversations included the previous IGA that had timeframes that were not do-able and the annexable area was so large it was unrealistic; they are looking at reevaluating the annexable area and the planning area to give us more control of projects in that area without committing services there and these items can be addressed in the new IGA. Discussion followed on reevaluating the map for a better product; modeling it in a way similar to Salida; the mapping is in our court. Sue added that a staff meeting is scheduled on these issues. Cara asked if there was an intergovernmental meeting with Salida on Sept. 29. Sue advised there is a meeting with CDOT (Russ George) and will send out an e-mail to find out about the joint meeting.
- Bob Johnson noted modifications that have been done at the airport and invited Council to come and see what has been done.

#### **ADJOURNMENT**

**Motion #5** by Trustee Benson, seconded by Trustee Mitchell, noting that there being no further business to come before the Board declared that the meeting be adjourned at 10:12 PM. Motion carried.

Respectfully submitted:

  
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Mayor, Cara Russell

  
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Deputy Town Clerk, Jennifer Dixon